

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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**FRESH MEADOWS FOOD SERVICES,
LLC and THOMAS J. CLARKE,**

Plaintiffs,

ORDER

04-CV-4767 (NG) (RLM)

-against-

**RB 175 CORP., RAPHY BENAİM and
TOVIT BENAİM,**

Defendants.

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GERSHON, United States District Judge:

On September 27, 2006, plaintiffs submitted a letter to the court requesting a pre-motion conference to request permission to file (1) a motion for reconsideration or reargument of the court's Opinion and Order dated September 25, 2006 granting defendants' motion to dismiss the Amended Complaint; and (2) a motion to file a supplemental complaint pursuant to Rule 15(d) of the Federal Rules of Civil Procedure. Plaintiffs' request to file their motions is granted without a pre-motion conference. Plaintiffs must file and serve the motions by October 16, 2006. Since the attorney for defendants is deceased, and his law firm has been relieved as counsel, plaintiffs are directed to serve the motions on defendants at 19 Hillside Avenue, Great Neck, New York 11021. Upon review of plaintiffs' motions, the court will determine whether a response from defendants will be required.

SO ORDERED.

/s/ Nina Gershon

NINA GERSHON

United States District Judge

Dated: October 5, 2006
Brooklyn, New York